

<b>USDS SDNY</b> <b>DOCUMENT</b> <b>ELECTRONICALLY FILED</b> <b>DOC #:</b> _____ <b>DATE FILED:</b> <u>6/12/2008</u>
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ENGLISH BOILER & TUBE, INC., :

Plaintiff, :

08 Civ. 3605 (JGK)  
ECF Case

- against - :

OPTIMIRA ENERGY, INC., :

Defendant. :

**ORDER TO SHOW CAUSE  
FOR DEFAULT JUDGMENT**

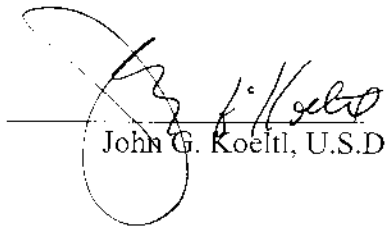
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Upon the attached declaration of John G. McCarthy, executed on May 29, 2008 and all prior pleadings and proceedings heretofore had herein, it is hereby

ORDERED that the Defendant Optimira Energy, Inc. ("Optimira") SHOW CAUSE before this Court, in Room 12B, United States Courthouse, 500 Pearl Street, New York, New York, on June 27, 2008 at 10<sup>00</sup> o'clock AM, or as soon thereafter as counsel may be heard, why an order for default judgment should not be issued pursuant to Rule 55 of the Federal Rules of Civil Procedure; and it is further

ORDERED that Optimira is hereby advised that failure to respond to the Order to Show Cause may be grounds for default judgment being entered against it, in which event Optimira will have no trial; and it is further

ORDERED that Plaintiff English Boiler & Tube, Inc. shall file proof of service of this Order to Show cause by June 25, 2008, 2008.

Dated: New York, New York  
June 11, 2008

  
John G. Koeltl, U.S.D.J.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
ENGLISH BOILER & TUBE, INC., :  
 : 08 Civ. 3605 (JGK)  
Plaintiff, : ECF Case  
 :  
- against - : **CLERK'S CERTIFICATE**  
 : **OF DEFAULT**  
OPTIMIRA ENERGY, INC., :  
 :  
Defendant. :  
-----X

I, J. MICHAEL McMAHON, Clerk of the United States District Court for the Southern District of New York, do hereby certify that this action commenced on April 15, 2008 with the filing of a summons and complaint, a copy of the summons and complaint was served on defendant on April 16, 2008 by serving registered agent CT Corporation System, Sattic Jairaf, process inspector, by hand delivery at 111 8<sup>th</sup> Avenue, New York, New York, and proof of such service thereof was filed on May 8, 2008.

I further certify that the docket entries indicate that the defendant has not filed an answer or otherwise moved with respect to the complaint herein. The default of the defendant Optimira Energy, Inc. is hereby noted.

Dated: New York, New York  
May 22, 2008

**J. MICHAEL McMAHON**  
Clerk of the Court

By: 2 -  
Deputy Clerk